

AMENDED IN ASSEMBLY APRIL 2, 2014  
AMENDED IN ASSEMBLY MARCH 20, 2014  
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 1592**

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**Introduced by Assembly Member Beth Gaines**

February 3, 2014

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An act to add Article 1 (commencing with Section 104250) to Chapter 4 of Part 1 of Division 103 of the Health and Safety Code, relating to diabetes.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1592, as amended, Beth Gaines. California Diabetes Program.

Existing law establishes the State Department of Public Health and sets forth its powers and duties, including, but not limited to, the administration of the California Diabetes Program.

This bill would require the department to submit a report to the Legislature by December 31 of each odd-numbered year that is to include, among other things, information on the financial impact of diabetes on the Medi-Cal program, ~~the Public Employees' Medical and Hospital Care Act, program~~ and public health programs, and detailed action plans for combating diabetes with a range of actionable items for consideration by the Legislature, as specified, and would require the department to make the biannual reports available on its Internet Web site. The bill would authorize the department to use statistical data from external sources and requires the State Department of Health Care Services to provide the department with any relevant statistical data for purposes of creating the biannual reports. The bill would require the department to ensure that all grant funds from the federal Centers for

Disease Control and Prevention and other federal sources for the California Diabetes Program are expended for the purpose of diabetes prevention, treatment, and awareness pursuant to the grant requirements, and the creation of the biannual reports.

The bill would also make related findings and declarations.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Article 1 (commencing with Section 104250) is added to Chapter 4 of Part 1 of Division 103 of the Health and Safety Code, to read:

Article 1. California Diabetes Program

104250. The Legislature finds and declares all of the following:

(a) It is reported by the California Diabetes Program that one in seven adult Californians has diabetes, and the numbers are rising rapidly. The actual number of those whose lives are affected by diabetes is unknown and stands to be much higher when factoring in the incidence of type 1 diabetes and undiagnosed gestational diabetes.

(b) California has the greatest number of annual new cases of diabetes in the United States.

(c) The incidence of diabetes amongst all Californians has increased 32 percent over the past decade.

(d) Over 11.4 million people in California have prediabetes, a condition that is a precursor to full onset type 2 diabetes. This suggests that the total population of those diagnosed will continue to rise in the absence of interventions.

(e) The prevalence of diagnosed gestational diabetes in California has increased 60 percent in just seven years, from 3.3 percent of hospital deliveries in 1998 to 5.3 percent of hospital deliveries in 2005, with the federal Centers for Disease Control and Prevention stating that the diagnosis rate could run as high as 18.3 percent.

(f) The fiscal impact to the State of California, including total health care and related costs for the treatment of diabetes, was over \$35.9 billion in 2010.

1 (g) A recent study of a large state with a sizable diabetes  
2 population found that the rate of diagnosed diabetes in the state's  
3 Medicaid population is nearly double that of its general population.

4 (h) There is no cure for any type of diabetes.

5 (i) Diabetes when left untreated can lead to serious and costly  
6 complications and a reduced lifespan.

7 (j) Many of these serious complications can be delayed or  
8 avoided with timely diagnosis, effective patient self-care, and  
9 improved social awareness.

10 (k) It is the intent of the Legislature to require the State  
11 Department of Public Health to create a diabetes action plan that  
12 provides policy guidance to prevent, treat, and increase awareness  
13 of diabetes and that aids in the reduction of the fiscal impact of  
14 diabetes to the state.

15 104251. (a) The State Department of Public Health, as part of  
16 the California Diabetes Program, shall submit a report to the  
17 Legislature by December 31 of each odd-numbered year that shall  
18 include all of the following:

19 (1) The financial impact of all types of diabetes on the Medi-Cal  
20 ~~program, the Public Employees' Medical and Hospital Care Act~~  
21 ~~(PEMHCA), as administered by the California Public Employees'~~  
22 ~~Retirement System (CalPERS) for current employees, their~~  
23 ~~families, and retirees, program~~ and public health programs, and  
24 shall include both of the following:

25 (A) The number of individuals with diabetes covered by  
26 Medi-Cal ~~or PEMHCA~~, and the number of individuals with  
27 diabetes without insurance.

28 (B) The cost or impact diabetes and its complications place on  
29 both public and private entities within the state.

30 (2) The number of persons with diabetes and family members  
31 impacted by prevention and diabetes control programs implemented  
32 by the State Department of Public Health, the financial toll or  
33 impact diabetes and its complications places on the program, and  
34 the financial toll or impact diabetes and its complications places  
35 on the State Department of Public Health in comparison to other  
36 chronic diseases and conditions.

37 (3) An assessment of the benefits of implemented programs and  
38 activities aimed at preventing and controlling diabetes. The  
39 assessment shall document both of the following:

1 (A) The amount and source for any funding directed to the State  
2 Department of Public Health from the Legislature for programs  
3 and activities aimed at reaching those with diabetes.

4 (B) The amount and source for any funding directed to the State  
5 Department of Public Health that may be used for the purposes of  
6 the action plans required pursuant to paragraph (5).

7 (4) A description of the level of coordination between the State  
8 Department of Public Health, *Health and the Medi-Cal program,*  
9 ~~and CalPERS program~~ in preventing, treating, managing, and  
10 increasing awareness of all forms of diabetes and its complications.

11 (5) Detailed action plans for combating diabetes with a range  
12 of actionable items for consideration by the Legislature. The plans  
13 shall identify proposed action steps to reduce the impact of type  
14 1 diabetes, type 2 diabetes, gestational diabetes, prediabetes, and  
15 their related complications. The plans shall also identify expected  
16 outcomes of the action steps proposed in the following biennium  
17 while also establishing benchmarks for preventing and controlling  
18 relevant forms of diabetes.

19 (6) A detailed budget blueprint identifying needs, costs, and  
20 resources required to implement the action plans required pursuant  
21 to paragraph (5) for consideration by the Legislature. The budget  
22 blueprint to the Legislature shall include a cost-benefit analysis to  
23 assist in prioritizing plans by level of efficiency.

24 (b) The State Department of Public Health shall make the  
25 biannual reports available on its Internet Web site.

26 (c) A report submitted pursuant to subdivision (a) shall be  
27 submitted in compliance with Section 9795 of the Government  
28 Code.

29 104252. (a) In order to reduce potential costs incurred by the  
30 State Department of Public Health in the process of creating the  
31 biannual reports as required pursuant to Section 104251, the State  
32 Department of Public Health may use statistical data from external  
33 sources.

34 (b) (1) The State Department of Health Care Services shall  
35 provide to the State Department of Public Health any relevant  
36 statistical data for the purposes of the creation of the biannual  
37 report.

38 (2) To ensure patient privacy, all data transferred to the State  
39 Department of Public Health from the State Department of Health  
40 Care Services shall conform to requirements described in the

1 federal Health Insurance Portability and Accountability Act of  
2 1996 (Public Law 104-191).  
3 104253. The State Department of Public Health shall ensure  
4 that all grant funds from the federal Centers for Disease Control  
5 and Prevention and other federal sources for the California Diabetes  
6 Program are expended for the purpose of diabetes prevention,  
7 treatment, awareness pursuant to the grant requirements, and the  
8 creation of the biannual reports as required pursuant to Section  
9 104251.

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